



# UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/669030	09/23/03	Dale A. Harrison	Metr:002

O'Keefe, Egan & Peterman, L.L.P.  
1101 Capital of Texas Highway South  
Building C, Suite 200  
Austin, Tx 78746

Date Mailed: April 26, 2006

## DENIAL OF REQUEST FOR REFUND

Your refund request dated 02/08/06 for the amount of \$60.00 in the above-identified application is acknowledged. However, this request cannot be granted for the reason specified below.

- ☐ Refund based upon subsequent establishment of small entity status: A refund based on establishment of small entity status may be granted only if a written assertion of entitlement to small entity status under 37 CFR 1.27 and a request for refund of the excess amount are filed within three months of payment and of the fee (37 CFR 1.28). Three-month period for establishing small entity status and requesting a refund has expired.
- ☐ Refund of application filing or petition fee: Filing fees paid for an application that is entitled to a filing date and required petition fees are not fees paid by mistake or in excess. If an application is not entitled to a filing date and proceedings are terminated on the application, any filing fees (less the \$130 handling fee) will be refunded (37 CFR 1.53(e)(3)).
- ☐ Refund of overpayment: There was no overpayment made by applicant. All fees were calculated and assessed properly.
- ☐ The payment for which the refund is requested has not been applied to the application. The payment check was returned to applicant for the following reason:
  - ☐ Not filled out properly. (See attached copy of notice.)
  - ☐ Not made payable in U.S. funds.
  - ☐ No explanation was given as to purpose.
  - ☐ Payment was previously received and applied by Office.
  - ☐ Check was returned by bank for insufficient funds.

**\*\*Any request for reconsideration or review of this decision must be by way of a petition filed within two months of this decision, which decision must set forth with particularity why a refund is due (see 37 CFR 1.181(b) and (f)).**

Please contact Customer Service at (571) 272-4000 for any inquiries regarding this decision.



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Applicant was given Only a one month extension of time, which was needed to perfect the case.

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Eleanor F. Kurtz  
Office of Initial Patent Examination

REP & RES

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
In re Application of: DALE HARRISON

Filed: SEPTEMBER 23, 2003

For: SEMICONDUCTOR PROCESSING TECHNIQUES UTILIZING  
VACUUM ULTRAVIOLET REFLECTOMETER

Serial No.: 10/669,030

Group Art Unit: 2878

Examiner: HANNAHER, C.

Atty Dkt: METR:002

Pursuant to 37 C.F.R. 1.8, I certify that this correspondence is being deposited with the U.S. Postal Service in an envelope addressed to:  
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date below:

2-3-06  
Date

*Matthew Jones*  
Name

### REQUEST FOR REFUND TO DEPOSIT ACCOUNT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

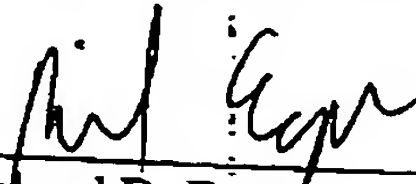
Sir:

Applicant hereby requests a refund to Deposit Account No. 10-1205 in the amount of \$60.00, the fee for an Extension of Time Within the First Month. Applicant filed a Response To Office Action on December 29, 2005 via Express Mail for which no fee was due. Included herewith is the Express Mail Receipt verifying the date the Response To Office Action was mailed. The Monthly Statement for Deposit Account No. 10-1205 dated January 10, 2006 shows a charge in the amount of \$60.00 for the Extension of Time.

BEST AVAILABLE COPY

A copy of the Statement is included.

Respectfully submitted,



Richard D. Egan  
Reg. No. 36,788  
Attorney for Applicant

O'KEEFE, EGAN & PETERMAN  
1101 Capital of Texas Highway South  
Building C, Suite 200  
Austin, Texas 78746  
(512) 347-1611  
FAX: (512) 347-1615

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Page**Deposit Account Statement**

Requested Statement Month: January 2006  
 Deposit Account Number: 101205  
 Name: O'KEEFE & EGAN & PETERMAN  
 Attention:  
 Address: 1101 CAPITAL OF TEXAS HIGHWAY SOUTH  
 City: AUSTIN  
 State: TX  
 Zip: 78746  
 Country: UNITED STATES OF AMERICA

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
01/09	7	PCT/US05/39275		9204	-\$700.00	\$8,359.00
01/09	10	PCT/US05/39276		9204	-\$700.00	\$9,059.00
01/09	16	10428745	019469.0242 (L3IR:015)	8007	\$40.00	\$9,019.00
01/09	144	10428627	019469.0241	8007	\$40.00	\$8,979.00
01/10	1	10669030	METR:002	2251	\$60.00	\$8,919.00
01/13	232	10967764	019469.0267	8001	\$18.00	\$8,901.00
01/17	60	10706148	TRIA:002D1	8001	\$12.00	\$8,889.00
01/17	62	09480747	SILA:054	8001	\$15.00	\$8,874.00
01/23	19	10866532	LCOM:024	1464	\$130.00	\$8,744.00
01/23	20	10866532	LCOM:024	1801	\$790.00	\$7,954.00
01/24	189	0130670432	13BB:008	8014	\$25.00	\$7,929.00
01/25	270	5640427	SILA:277	8021	\$1,040.00	\$6,889.00
01/26	17	11294987		9204	-\$500.00	\$7,389.00
01/27	62	11295201		9204	-\$500.00	\$7,889.00
01/30	1	10614410	00CON114P-CIP1C	8001	\$15.00	\$7,874.00
01/31	56	10225825	VITI:006	2501	-\$20.00	\$7,894.00
01/31	58	10225825	VITI:006	2501	\$20.00	\$7,874.00
01/31	60	10225825	VITI:006	8001	\$21.00	\$7,853.00
		START BALANCE	SUM OF CHARGES	SUM OF REPLENISH	END BALANCE	
		\$7,659.00	\$2,226.00	\$2,420.00	\$7,853.00	

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Name

**REQUEST FOR REFUND TO DEPOSIT ACCOUNT**

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Sir:

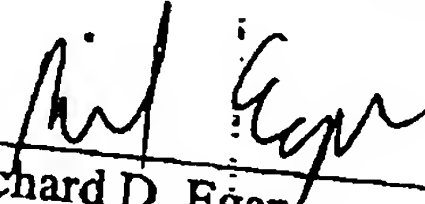
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Richard D. Egan  
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